Application No.: 10/567,056 2 Docket No.: LeA 36764[83901(303989)]
Amendment dated October 26, 2009

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

- 1. (Currently amended) A Method method for the determination of determining the free fraction of a substance comprising
 - (a) <u>incubation of incubating</u> the substance with a suspension of particles, other than erythrocytes, having a lipophilic surface, in a substantially protein-free aqueous medium, for the determination of the distribution of the substance between the particles and said substantially protein free medium wherein the particles and the medium are erythrocyte-free;
 - (b) determining the distribution of the substance between the particles and said protein free medium in step (a);
 - (b)(c) incubation of incubating the substance with a suspension of particles, other than erythrocytes, having a lipophilic surface, in a protein-containing aqueous medium, for the determination of the distribution of the substance between the particles and said protein containing aqueous medium wherein the particles and the medium are erythrocyte-free;
 - (d) determining the distribution of the substance between the particles and said protein-containing aqueous medium in step (c);
 - (e)(e) determination of determining the free fraction of the substance from the distributions determined under steps $\frac{(a)(b)}{(a)}$ and $\frac{(b)(d)}{(b)}$.
- 2. (Currently amended) The Method method of claim 1, wherein said suspension of particles is are selected from a group consisting of suspensions comprising
 - (a) a suspension of particles having a solid core;
 - (b) a suspension of particles having a solid core comprising a silica bead; and
 - (c) a suspension of Transil® particles.
- 3. (Previously presented) <u>The Method method</u> of claim 1 or 2, wherein the protein-containing aqueous medium is plasma.
- 4. (Currently amended) The Method method of any of claims 1 to 3 claim 1 or 2, wherein the substantially protein-free aqueous medium is a buffer solution.

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5. (Currently amended) The Method method of any of claims 1 to 4 claim 1 or 2, wherein said incubations of said substance is incubated with said suspensions of particles is on a plate having multiple cavities or on a 96-well-plate.

- 6. (Currently amended) The Method method of any of claims 1 to 4 claim 2, wherein said particles have the solid core is a ferromagnetic solid core.
- 7. (Currently amended) A Method method for the determination of determining the relative free fraction of a substance in a first species in relation to the free fraction of the same substance in a second species comprising
 - (a) determining the membrane affinity of said substance in plasma (MA_{plasma}) of said substance for said first species,
 - (b) determining the membrane affinity of said substance in plasma (MA_{plasma}) of said substance for said second species,
 - (c) determining the relative free fraction from the results determined under the steps (a) and (b);

provided that the membrane affinity of said substance in plasma (MA_{plasma}) of said first species and said second species is determined in an erythrocyte-free environment.

- 8. (Withdrawn) A kit for use in any of the methods of claims 1 to 7, comprising a plate having multiple cavities, a buffer solution, plasma, and particles selected from a group of particles comprising
 - (a) particles having a solid core;
 - (b) particles having a solid core which is a silica bead; and
 - (c) Transil® particles.
- 9. (Withdrawn) The kit of claim 8, comprising plasma of two different species.
- 10. (Withdrawn) A kit of claim 8 or 9, wherein said specific amounts of particles are placed within said cavities of said plate.
- 11. (New) The method of claim 2, wherein said particles have a solid core coated with lipophilic drugs.